

## REMARKS

Claims 1-9 were pending and under consideration, claims 10-26 having been withdrawn from consideration pursuant to an election.

In the Office Action of August 3, 2006, claims 1, 2 and 5-9 were rejected as anticipated by Ishibishi et al. I (WO 2004/003104 A1) under 35 USC 102(a). Claims 1, 2 and 5-9 were also rejected as anticipated by Ishibishi et al. II (US 2005/0064232 A1). Finally, claims 1-9 were provisionally rejected under the judicially created obviousness-type double patenting doctrine in view of claims 1-5, 8, 10-14 and 17 of copending Application No. 10/487,584.

Regarding the rejection under 35 USC 102(a), applicants are submitting certified English language translations of the two Japanese priority application nos. P2003-079768 and P2004-033056. When these are filed, the Ishibishi et al. I reference will be overcome. Due to a delay beyond applicant's control, the translations will not be available from the certifying translator until end of February, 2007.

Regarding the rejection under 35 USC 102(e), applicants are submitting certified English language translations of the two Japanese priority application nos. P2003-079768 and P2004-033056. When these are filed, the Ishibishi et al. II reference will be overcome. Due to a delay beyond applicant's control, the translations will not be available from the certifying translator until end of February, 2007.

Regarding the provisional double patenting rejection, submitted herewith is a terminal disclaimer overcoming the rejection.

Respectfully submitted,

/David R. Metzger/, Reg. 32,919  
David R. Metzger  
SONNENSCHN NATH & ROSENTHAL  
P.O. Box 061080  
Wacker Drive Station - Sears Tower  
Chicago, Illinois 60606-1080  
Customer ID No. 26263  
Attorneys for Applicant